

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

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MARK LOUIS KATZIN,

Petitioner,

v.

BUREAU OF PRISONS and JOHN  
NASH, Warden,

Respondents.

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Civil Action No. 05-212 (JBS)

**O R D E R**

THIS MATTER having come before the Court on Application of *Pro Se* Petitioner Mark Louis Katzin for a Writ of Habeas Corpus, pursuant to 28 U.S.C. § 2241; and Respondents having filed a Motion to Dismiss in response to the petition; and the Court having fully considered the submissions of the parties; and for the reasons expressed in the Opinion issued this same day;

IT IS on this 21st day of July, 2005;

**ORDERED** that Respondents Motion to Dismiss for lack of jurisdiction is hereby GRANTED; and it is further

**ORDERED** that Petitioner may inform the Court, in writing, within Thirty (30) days of the date of entry of this Order, if he wishes to proceed with this action as a civil action; and it is further

**ORDERED** that the Clerk of the Court shall send to Petitioner a blank form application to proceed in forma pauperis for a civil action; and it is further

**ORDERED** that if Petitioner does not respond to this Order within the aforementioned 30 days, the Court will issue an Order to the Clerk's office to close this case.

**s/ Jerome B. Simandle**

JEROME B. SIMANDLE  
United States District Judge